



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

January 24, 2023

MR. ANDREW ALEXANDER MCHADDAD, TREASURER
OREGON REPUBLICAN PARTY
PO BOX 1586
LAKE OSWEGO, OR 97035

Response Due Date
02/28/2023

IDENTIFICATION NUMBER: C00153031

REFERENCE: AMENDED 12 DAY PRE-GENERAL REPORT (10/01/2022 -
10/19/2022), RECEIVED 12/08/2022

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. **Failure to adequately respond by the response date noted above could result in an audit or enforcement action.** Additional information is needed for the following 6 item(s):

1. The limitation on making coordinated party expenditures on behalf of a House candidate in the State of Oregon for the 2022 general election is \$55,000.00. Your reports, however, disclose coordinated party expenditures made on behalf of "Chavez-DeRemer, Lori" totaling \$222,782.22, and "Skarlatos, Alek" totaling \$110,739.63 which appear to exceed the limitations under 52 U.S.C. §30116(d) (see attached).

If any apparently excessive expenditure in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information.

If you have made an excessive coordinated party expenditure, you must notify the candidate and request a refund of the amount in excess of the limitation.

Please inform the Commission of your corrective action promptly by providing the date of the refund request for each contribution. The committee should retain for its records copies of the request(s) sent to the recipient committee(s) and refund checks. In addition, any refunds should be disclosed on Schedule A supporting Line 16 of the report covering the period during which they are received.

Although the Commission may take further legal action concerning the excessive

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coordinated party expenditures, prompt action in obtaining a refund will be taken into consideration. (11 CFR §103.3(b)(1) and (3))

2. Schedule H4 of your report discloses a payment(s) for "Direct Mail" which appears to meet the definition of Federal Election Activity ("FEA") and may also meet the conditions of exempt party activity as defined under 11 CFR §§100.80, 100.87, 100.89 and 11 CFR §§100.140, 100.147 and 100.149. Please be advised that activity which simultaneously constitutes both exempt activity and FEA must be paid for as an FEA activity.

If this apparent exempt activity represents Get-out-the-vote activity conducted in connection with an election in which one or more candidates for Federal office appear on the ballot, it is considered to be Federal Election Activity. If this apparent exempt activity represents Voter Registration activity during the period that begins on the date that is 120 calendar days before the date that a regularly scheduled Federal election is held and ends on the date of the election, it is considered to be Federal Election Activity. (11 CFR §100.24) Further, Levin funds may only be used for these types of FEA if there is no reference to a clearly identified candidate for Federal office. (11 CFR §300.32(b) and (c))

If this apparent exempt activity is a public communication(s) (as defined under 11 CFR §100.26) that refers to a clearly identified candidate for Federal office and promotes, supports, attacks or opposes any candidate for Federal office, it meets the definition of Federal Election Activity under 11 CFR §100.24 and must be paid for with 100% Federal funds and disclosed on Schedule B for Line 30(b) along with the identity of the candidate(s).

Further, public communications that meet the definition of Federal Election Activity and that also contain express advocacy as defined under 11 CFR §100.22, but do not meet the conditions of exempt activity, would constitute an in-kind contribution, an independent expenditure or a coordinated party expenditure and should be properly disclosed on a Schedule B, E or F supporting Lines 23, 24 or 25, as appropriate.

It appears that you have allocated the costs for this activity between federal and non-federal funds. Any reimbursement from your committee's non federal or Levin account for Federal Election Activity costs referencing a clearly identified candidate for Federal office is not permissible and must be returned. (11 CFR §§300.32 and 300.33)

Please amend your report to clarify if the activity disclosed meets the conditions of exempt party activity and also if it meets the definition of Federal Election

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Activity. If the activity does not meet the conditions of exempt party activity, please clarify if it contains express advocacy. Further, please inform the Commission of any corrective action immediately and properly disclose this activity, if necessary.

3. Schedule A supporting Line 11(b) discloses a transfer(s)-in from the "National Republican Congression Comm". Schedule(s) H4 supporting Line 21(a) reflects payments for "T-Shirts". Please be advised that a state or local party committee may pay for campaign materials (such as bumper stickers, pins and yard signs) that are distributed by volunteers in connection with activity on behalf of the party's nominees in a general election and voter drive activity on behalf of the party's Presidential and Vice Presidential nominees. Payments for this type of activity are exempt from the definition of a contribution or expenditure if certain conditions are met. The conditions are that no public advertising may be used, including distribution by direct mail (mailings by a commercial vendor or from commercial lists); all funds used for the activity must be permitted under the Act; none of the funds used may have been designated for a particular candidate; and finally, payments for the activity may not be made from transfers-in from the national committee to specifically fund the activity. For further guidance, please refer to 11 CFR §§100.87 and 100.147 and to the Campaign Guide for Party Committees.

Please clarify the nature of the transfer(s)-in and subsequent payments for the aforementioned disbursement(s). If the activity disclosed on your report does not meet the definition of "exempt" activity as described above, any portion of the expenditures made on behalf of specifically identified candidates must be disclosed on Schedule B, E or F supporting Line 23 or 30(b), 24 or 25 of the Detailed Summary Page as appropriate.

4. Schedule H4 supporting Line 21(a) of your report discloses a payment(s) for "Salary". Please be advised that pursuant to 11 CFR §300.33(c)(2), salaries and wages for employees who spend more than 25% of their compensated time in a given month on Federal Election Activity (FEA) or activities in connection with a Federal election must not be allocated between or among federal and non-federal accounts. Rather, only federal funds may be used. Further, the Commission concluded in Advisory Opinion 2003-11 that amounts spent for employee-specific "fringe benefits," consisting of health insurance, disability insurance, life insurance, retirement benefits and payroll taxes, fall into the category of compensated time.

Please clarify whether this activity is for employees who spent 25% or less of their time during the month(s) referenced above on FEA or activities in

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connection with a Federal election. If this is not the case, any reimbursement from your committee's non-federal account for this payment is not permissible and must be returned. Although the Commission may take further legal action regarding any improper allocation activity, your prompt action will be taken into consideration.

5. Schedule H4 of your report discloses a payment(s) for "List Acquisition/Rental". Please be advised that 11 CFR §100.24(b) defines as Federal Election Activity, Voter identification, Generic Campaign and Get-out-the vote activities conducted in connection with an election in which one or more candidates for Federal office appear on the ballot. Furthermore, the costs for these types of Federal Election Activity must either be paid with federal funds or can be allocated between federal and Levin funds as long as the activity conducted does not refer to a clearly identified candidate for Federal office. It appears that you have allocated these costs between federal and non-federal funds. Any reimbursement from your committee's non-federal account for Federal Election Activity costs is not permissible and must be returned. (11 CFR §§300.32 and 300.33)

Please inform the Commission of your corrective action immediately or provide clarifying information regarding this activity. Although the Commission may take further legal action regarding this apparent prohibited activity, your prompt action will be taken into consideration.

6. Itemized disbursements must include a brief statement or description of why the disbursements were made. Please amend Schedule(s) H4 to clarify the following description(s): "Consulting". (11 CFR §§104.3(b)(3) and 104.10(a)(4))

Additional clarification regarding inadequate purposes of disbursement published in the Federal Register can be found at:
<https://www.fec.gov/help-candidates-and-committees/purposes-disbursement>

Please note, you will not receive an additional notice from the Commission on this matter. Adequate responses must be received by the Commission on or before the due date noted above to be taken into consideration in determining whether audit action will be initiated. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action. **Requests for extensions of time in which to respond will not be considered.**

Electronic filers must file amendments (to include statements, designations and reports)

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in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. For information about the report review process or specific filing information for your committee type, please visit www.fec.gov/help-candidates-and-committees. For more information about Requests for Additional Information (RFAI), why you received a letter, and how to respond, please visit www.fec.gov/help-candidates-and-committees/request-additional-information. Should you have any questions regarding this matter or wish to verify the adequacy of your response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number(202) 694-1185.

Sincerely,

A handwritten signature in black ink, reading "Michael Beckman". The signature is fluid and cursive, with the first name "Michael" and last name "Beckman" clearly legible.

Michael Beckman

Sr. Campaign Finance & Reviewing Analyst

Apparent Excessive Contributions
Oregon Republican Party (C00153031)

Apparent Excessive Coordinated Expenditures

Candidate Name	Date	Amount	Election	Report
Skarlatos, Alek	9/22/22	\$1,042.10	G2022	Amended 2022 October Monthly
Skarlatos, Alek	9/23/22	\$193.19	G2022	Amended 2022 October Monthly
Skarlatos, Alek	9/23/22	\$109.70	G2022	Amended 2022 October Monthly
Skarlatos, Alek	9/28/22	\$75,788.00	G2022	Amended 2022 October Monthly
Skarlatos, Alek	9/28/22	\$23.29	G2022	Amended 2022 October Monthly
Skarlatos, Alek	9/28/22	\$40.88	G2022	Amended 2022 October Monthly
Skarlatos, Alek	9/28/22	\$220.48	G2022	Amended 2022 October Monthly
Skarlatos, Alek	9/30/22	\$15,836.00	G2022	Amended 2022 October Monthly
Skarlatos, Alek	9/30/22	\$11,983.00	G2022	Amended 2022 October Monthly
Skarlatos, Alek	10/4/22	\$16,490.00	G2022	Amended 2022 12 Day Pre-General
Skarlatos, Alek	10/6/22	\$797.54	G2022	Amended 2022 12 Day Pre-General
Skarlatos, Alek	10/6/22	\$440.19	G2022	Amended 2022 12 Day Pre-General
Skarlatos, Alek	10/6/22	\$1,446.84	G2022	Amended 2022 12 Day Pre-General
Skarlatos, Alek	10/6/22	\$1,526.88	G2022	Amended 2022 12 Day Pre-General
Skarlatos, Alek	10/6/22	\$628.18	G2022	Amended 2022 12 Day Pre-General
Skarlatos, Alek	10/7/22	\$34,135.00	G2022	Amended 2022 12 Day Pre-General
Skarlatos, Alek	10/11/22	\$25,075.00	G2022	Amended 2022 12 Day Pre-General
Skarlatos, Alek	10/17/22	\$30,200.00	G2022	Amended 2022 12 Day Pre-General
Chavez-DeRemer, Lori	8/26/22	\$26.46	G2022	2022 September Monthly
Chavez-DeRemer, Lori	8/26/22	\$387.09	G2022	2022 September Monthly
Chavez-DeRemer, Lori	8/26/22	\$1,105.13	G2022	2022 September Monthly
Chavez-DeRemer, Lori	8/26/22	\$1,376.64	G2022	2022 September Monthly
Chavez-DeRemer, Lori	8/26/22	\$1,550.36	G2022	2022 September Monthly
Chavez-DeRemer, Lori	9/8/22	\$387.09	G2022	Amended 2022 October Monthly
Chavez-DeRemer, Lori	9/8/22	\$1,105.13	G2022	Amended 2022 October Monthly
Chavez-DeRemer, Lori	9/8/22	\$1,550.36	G2022	Amended 2022 October Monthly
Chavez-DeRemer, Lori	9/8/22	\$1,376.64	G2022	Amended 2022 October Monthly
Chavez-DeRemer, Lori	9/19/22	\$16,500.00	G2022	Amended 2022 October Monthly
Chavez-DeRemer, Lori	9/22/22	\$387.09	G2022	Amended 2022 October Monthly
Chavez-DeRemer, Lori	9/22/22	\$1,105.13	G2022	Amended 2022 October Monthly

Apparent Excessive Contributions
Oregon Republican Party (C00153031)

Chavez-DeRemer, Lori	9/22/22	\$1,550.36	G2022	Amended 2022 October Monthly
Chavez-DeRemer, Lori	9/22/22	\$1,376.64	G2022	Amended 2022 October Monthly
Chavez-DeRemer, Lori	9/23/22	\$35.31	G2022	Amended 2022 October Monthly
Chavez-DeRemer, Lori	9/23/22	\$61.31	G2022	Amended 2022 October Monthly
Chavez-DeRemer, Lori	9/23/22	\$330.35	G2022	Amended 2022 October Monthly
Chavez-DeRemer, Lori	9/27/22	\$15,500.00	G2022	Amended 2022 October Monthly
Chavez-DeRemer, Lori	9/27/22	\$52,047.20	G2022	Amended 2022 October Monthly
Chavez-DeRemer, Lori	10/3/22	\$8,600.00	G2022	Amended 2022 12 Day Pre- General
Chavez-DeRemer, Lori	10/4/22	\$3,800.00	G2022	Amended 2022 12 Day Pre- General
Chavez-DeRemer, Lori	10/6/22	\$26,073.00	G2022	Amended 2022 12 Day Pre- General
Chavez-DeRemer, Lori	10/6/22	\$1,529.04	G2022	Amended 2022 12 Day Pre- General
Chavez-DeRemer, Lori	10/6/22	\$568.53	G2022	Amended 2022 12 Day Pre- General
Chavez-DeRemer, Lori	10/6/22	\$1,376.64	G2022	Amended 2022 12 Day Pre- General
Chavez-DeRemer, Lori	10/6/22	\$1,376.64	G2022	Amended 2022 12 Day Pre- General
Chavez-DeRemer, Lori	10/6/22	\$1,550.37	G2022	Amended 2022 12 Day Pre- General
Chavez-DeRemer, Lori	10/7/22	\$12,500.00	G2022	Amended 2022 12 Day Pre- General
Chavez-DeRemer, Lori	10/7/22	\$16,000.00	G2022	Amended 2022 12 Day Pre- General
Chavez-DeRemer, Lori	10/7/22	\$17,500.00	G2022	Amended 2022 12 Day Pre- General
Chavez-DeRemer, Lori	10/13/22	\$5,000.00	G2022	Amended 2022 12 Day Pre- General
Chavez-DeRemer, Lori	10/18/22	\$17,250.00	G2022	Amended 2022 12 Day Pre- General
Chavez-DeRemer, Lori	10/19/22	\$60,167.00	G2022	Amended 2022 12 Day Pre- General
Chavez-DeRemer, Lori	10/19/22	\$49,491.00	G2022	Amended 2022 12 Day Pre- General